

LAW OFFICES OF
JEFFREY LICHTMAN
441 LEXINGTON AVENUE
SUITE 504
NEW YORK, NEW YORK 10017
www.jeffreylichtman.com

JEFFREY LICHTMAN
JEFFREY EINHORN
DAVID GELFAND

January 18, 2024

BY ECF

Hon. Lewis A. Kaplan
United States District Judge
Southern District of New York
500 Pearl Street
New York, New York 10007

Re: United States v. Robert Birch, 23 CR 563 (LAK) (SDNY)

Dear Judge Kaplan:

I am writing on behalf of defendant Robert Birch to respectfully request a modification of the defendant's bail conditions which would permit him to travel to the District of New Jersey on Saturday, January 27, 2024 to attend the funeral services for his maternal grandfather in Fort Lee and a luncheon with his family that follows. The government, by AUSA Jamie Bagliebter, and Pretrial Services, by Jonathan Lettieri, have no objection to this request. If approved by the Court, Mr. Birch would be in the District of New Jersey from approximately 7:30 a.m. until 5:00 p.m. that day, and he would provide any additional travel details to Pretrial Services if required.

By way of background, on November 2, 2023, Mr. Birch was released on a \$500,000 personal recognizance bond signed by two financial responsible persons by Judge Gary Stein with conditions, *inter alia*, that Mr. Birch's travel be restricted to the Southern and Eastern Districts of New York. Since that time, Mr. Birch has remained compliant with the conditions of his release.

MEMO ENDORSED

PH: (212) 581-1001
FX: (212) 581-4999

SDC SDNY
DOCUMENT
ELECTRONICALLY FILED
DOC #:
DATE FILED: 1/4/24

JEFFREY LICHTMAN

Hon. Lewis A. Kaplan
United States District Judge
January 18, 2024
Page 2

Thank you for the Court's consideration of this application. I remain available for a conference should Your Honor deem it necessary.


Respectfully submitted,



Jeffrey Lichtman

cc: Jamie Bagliebter, Esq.
Elizabeth Espinosa, Esq.
Assistant United States Attorneys (by ECF)

Jonathan Lettieri
Pretrial Services Officers (by email)

Granted on consent
So Ordered:

Hon. Lewis A. Kaplan, U.S.D.J.

1/18/24

Andrew Mohan

From: Jonathan Lettieri
Sent: Thursday, January 18, 2024 11:57 AM
To: Andrew Mohan; Bagliebter, Jamie (USANYS)
Subject: RE: Gov and Pretrial Response to Birch Bail Modification Request

Hi Andrew,

No objection from Pretrial Services. Thanks.

Jonathan Lettieri
Intensive Supervision Specialist
U.S. Pretrial Services
Southern District of New York
(646) 946-9491

From: Andrew Mohan <Andrew_Mohan@nysd.uscourts.gov>
Sent: Thursday, January 18, 2024 11:38 AM
To: Jonathan Lettieri <Jonathan_Lettieri@nyspt.uscourts.gov>; Bagliebter, Jamie (USANYS) <Jamie.Bagliebter@usdoj.gov>
Subject: Gov and Pretrial Response to Birch Bail Modification Request

Good morning, Please send me an email that I will be showing the judge, stating your position regarding the attached.

Andy

Andrew Mohan
Courtroom Deputy to

Andrew Mohan

From: Bagliebter, Jamie (USANYS) <Jamie.Bagliebter@usdoj.gov>
Sent: Thursday, January 18, 2024 12:05 PM
To: Jonathan Lettieri; Andrew Mohan
Subject: Re: Gov and Pretrial Response to Birch Bail Modification Request

CAUTION - EXTERNAL:

No objection from the Government.

Best,
Jamie Bagliebter

From: Jonathan Lettieri <Jonathan_Lettieri@nyspt.uscourts.gov>
Sent: Thursday, January 18, 2024 11:56:39 AM
To: Andrew Mohan <Andrew_Mohan@nysd.uscourts.gov>; Bagliebter, Jamie (USANYS) <JBagliebter@usa.doj.gov>
Subject: RE: Gov and Pretrial Response to Birch Bail Modification Request

Hi Andrew,

No objection from Pretrial Services. Thanks.

Jonathan Lettieri
Intensive Supervision Specialist
U.S. Pretrial Services
Southern District of New York
(646) 946-9491

From: Andrew Mohan <Andrew_Mohan@nysd.uscourts.gov>
Sent: Thursday, January 18, 2024 11:38 AM
To: Jonathan Lettieri <Jonathan_Lettieri@nyspt.uscourts.gov>; Bagliebter, Jamie (USANYS) <Jamie.Bagliebter@usdoj.gov>
Subject: Gov and Pretrial Response to Birch Bail Modification Request

Good morning, Please send me an email that I will be showing the judge, stating your position regarding the attached.

Andy

Andrew Mohan
Courtroom Deputy to

CAUTION - EXTERNAL EMAIL: This email originated outside the Judiciary. Exercise caution when opening attachments or clicking on links.